

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of:

RAYAPATI *et al.*

Appl. No. 09/987,763

Filed: November 15, 2001

For: **Nucleotide Sequences for
Transcriptional Regulation in
*Corynebacterium glutamicum***

Confirmation No.: 7167

Art Unit: 1645

Examiner: *To Be Assigned*

Atty. Docket: 1533.1940002/MAC/MBT

Preliminary Amendment

#50a
Zeta
5-4-02

Commissioner for Patents
Washington, D.C. 20231

Sir:

In advance of substantive examination in the above identified matter, please amend the specification as follows. This Amendment is provided in the following format:

- (A) A clean version of each replacement paragraph/section/claim along with clear instructions for entry;
- (B) Starting on a separate page, appropriate remarks and arguments. 37 C.F.R. § 1.111 and MPEP 714; and
- (C) Starting on a separate page, a marked-up version entitled: "Version with markings to show changes made."

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned

under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.

Amendments

In the Claims:

Please delete claim 40 and substitute the following claim therefore:

A.

-- The *Corynebacterium* species chromosome of claim 39 wherein the sequence of said first nucleic acid is identical to SEQ ID NO:1. --
